913

Revenue (1929) **Department.**

MS. SERIES.

G.O. No. 1152

DATED 22-7-1929

[Despatch Abstract.]

Alienation - Land and Revenue - South Kanara
Udipi Taluk - Puttur village - Depressed Classes
Mission - Resumption - Compensation - To be paid

C.F. 31

Revenue **DEPARTMENT.**

F2

CURRENT No. 12657 CNV 29/4

Received 23 APR 1929 192 *Registered* 23 4 1929.

Subject.

Alienation- Land and Revenue -(Kanara South)- Udipi taluk- Puttur village - Depressed classes Mission -Mangalore- Resumption- Compensation-appeal to Government.

ENCLOSURES.
No.
Spare copies

Endorsement. No. K 2997/29

Station Madras, *Dated the* 17th April 1929 192

From B.G.Holdsworth Esq.,I.C.S.,
Secretary,
~~The~~ Board of Revenue, Land Revenue. ~~Revenue Settlement, etc. Separate Revenue.~~

H.G. Stokes Esq.,C.S.I.,C.I.E.,I.C.S.,
Commr.of Land Revenue.

Resolution
Reference.

Read the following:-

Letter from G.W. Wells Esq., M.A.,I.C.S., Collector of South Kanara, Ref.No. 3238-29-A2 dated the 6th April 1929:-

(H) Reference.- G.O. Mis.No.106 Revenue dated 17-1-1929 communicated with B.P.Mis.No. 305 Land Revenue and Settlement, dated 29-1-1929.

The Honorary Joint Secretary of the Depressed Classes Mission,Mangalore, now proposes (copy of his letter dated 2-4-29 enclosed) to appeal to Government against the order resuming all the land alienated in its favour without awarding any compensation.

for the improvements contained therein and wants me to stay further action regarding assignment of the land to the present occupants.

2. In his letter dated 17-8-28 the Secretary said that very little money had been spent for improvements on the portion of the land which the Mission was willing to give up and that therefore the Mission need not be paid any compensation. On being distinctly asked agreeably to Board's Reference No.C 240-28-10 dated 19-11-1928, the Secretary did not give a definite reply but gave some reasons for acting in that way -please see his letter dated 7-12-1928. A copy of that letter formed an enclosure to my Ref. C. 4825-27-A2 dated 13-12-1928. Apparently the Government thought it unnecessary to award any compensation and therefore did not make any mention of it in their order quoted above.

3. As the Mission proposes to appeal I have asked the Tahsildar to postpone the assignments if they have not already been made.

Copy of letter from theHonorary Joint Secretary, Depressed Classes Mission, Mangalore to the Collector of South Kanara, Mangalore, No.2/29 dated the 2nd April 1929:-

Reference.- Your D.Dis. No.4825/27 dated 26th February 1929.

TheMission did not claim any compensation for the land which it was prepared to relinquish. But the order of the Government communicated with the letter quoted above does not take into account at all the improvements made by the Mission in the portion the Mission wanted to retain. As the Mission is entitled to compensation for the improvements made, the Mission proposes to appeal to Government against the order. Moreover the assignment of the land to the present occupants will defeat the object with which theMission spent large sums of money for putting up the huts for the Koragas. This idea has already been sufficiently explained in my previous letters to your office. Therefore I request you to be so good as to stay further action in the matter, viz., assignment of land to the present occupants till our appeal

to Government is disposed of.

Endorsement.-

Reference.- G.O. Mis.106 Revenue dated 17th January 1929. (H)

Submitted to Government for information.

for Secretary. 22.4.29.

To the Secretary to Government,

Revenue Department.

M.D. 18--4

15

28/21/5

21.5.29

Revenue Department

O.M. no. 1265-7.29-1 d. 21-5-29

Abstraction – Land and Rev. – (South Kanara) – Udipi Taluk – Kaup village – Depressed classes mission – Remuneration – Complaint.

From the Board of Rev., L.A.S. no. K. 2997-29 dated 17-4-1929.

The Board of Revenue is requested to report whether the ~~lands have been assigned to the occupants in accordance with paragraph 2 of G.O. no. 1060 Rev., dated 17-1-29~~ assignments have been made.

Rdl 16-5-29.

Dr 16.5.29

CDN 17.5.29

Mpl-3 C.F.

O.24 (H)

Do

The Board of Rev., L.A.S.

Dpd.	Van ~~Port~~ ~~Passenger~~ RS 22/5
Rec.	19_

(22)

No. 30/29-30.

The Depressed Classes Mission,
Mangalore. 3 - 6 - 1929.

From

R.Suryanarayana Rao, B.A.,
Hon. Joint Secretary,
The Depressed Classes Mission, Mangalore.

SECRETARY TO GOVERNMENT
7 JUN 1929
REVENUE DEPARTMENT

10 JUN 1929

To

The Secretary to Government,
Revenue Department,
Stonehouse Hill,
Ootacamund.

Sir,

Ref:- G.O.No.Misc. 106 -Rev. dated 17th. January 1929.

With reference to the G.O. quoted above I beg to bring the following facts for the consideration of the Government.

In order to help the Depressed Classes Mission who had framed a Scheme of Agricultural Settlement for the benefit of the Adi-dravidas and other depressed classes in the District, the Government were pleased to sanction alienation, free of charge of the occupancy right, of 34.29 acres of land in Puttur Village, in Udipi Taluk, South Kanara District. The conditions of alienation as per G.O.Misc. No. 2437 rev. dated 28th.October 1919 are as follows :-

(1) The value of any trees, wells,etc ,situated on the land shall be paid by the alienee.;

(2) The land shall be used solely for the purpose of an agricultural settlement for the depressed classes;

(3) The alienee shall relinquish the land or any specified portion thereof, if and when Government require it for grant to settlers.

(4) The alienation, by the alienee, of the land, or any portion thereof by gift, sale, mortgage, lease in perpetuity or otherwise shall be void unless the transaction has been previously sanctioned by the Collector.

(5) If any portion of the land is used for any purpose other than that mentioned in clause (2), such land shall be liable to resumption by Government; in the event of such resumption, the alienee shall not be paid compensation for any buildings which may have been erected on the land or for any other works which have been executed.

(6) The land shall be liable to resumption by the Government wholly or in part

(a) if the condition in clause (3) is violated ;or

(b) if the settlement is not managed to the satisfaction of Government;

(c) if the land or any portion thereof is alienated in violation of clause (4) or if the alienee's rights therein are transferred or sold by the decree of a competent court or under the orders of any public authority. or

(d) if the resumption is considered necessary in the public interests.

In the event of such resumption or in the event of the acquisition of the land, wholly or in part under the Land Acquisition Act, 1894, the compensation payable shall not exceed the initial cost orthe value at the time of resumption or acquisition (whichever shall be less) of any buildings which have been erected on the land at the expense of the alienee;

(7) The land shall be free of assessment for the first five years, the Government reserving the right to decide atthe end of thatperiod whether any and if so, what assessment shall be charged on the area actually brought under cultivation.

It was found that it was not possible to make use of the land for the purpose of an agricultural settlement for want of water facilities. This fact was brought to the notice of the Commissioner of Labour, who was pleased to sanction Rs 1568/5/-, and the construction of the wells was entrusted to the Tahasildar of Udipi, who completed them just before the beginning of the monsoon in 1924. Meanwhile, the Mission spent nearly Rs.600/- for constructing a compound wall round the plots alienated to the Mission. The Mission also decided to settle nine Koraga families. This decision was arrived at because of the fact that the Adi-dravida families who applied for the lands were, on enquiry found to have been already recipient of lands from Government elsewhere. Moreoverthe Koragas who belong to an aboriginal tribe had received little or no attention inthe matter of housing and the Mission wanted to help them. The Mission provided all the housing materials for the Koraga families and induced them to live on the land. This was by itself a very difficult task as the Koragas are a set of nomadic people who would not stick to oneplace. More Koraga families could not be induced to come and settle down for the same reasons. So the Mission decided to divide the land into two parts, to allot one part to the Koragas and the other to the Adi-dravidas This arrangement was considered quite feasible as one ofthe wells constructed with the help of the grant given by the Commissioner of Labour is situated outside the plot alienated to the Mission, and the Adi-dravidas settled on the portion reserved for them could use that well if they had any objection to use the well inside the Mission's plot meant for the Koragas. But the Adi-dravidas had serious objection to settle on the lands next to those assigned to the Koragas. But the Mission being anxious to help the Koragas, who really need special attention, framed a Schemeof settlement and a

lay-out of the complete area with the help of Mr.Dann, the Town -Planning Expert for t e benefit of the Koragas. The Mission's finances were not particulary good for some years. Still no efforts were spared to interest philonthropic gentlemen in the cause of the Koragas and the Mission was successful in securing a decent amount for the construction of pacca huts in place of those temporary huts put up for the Koragas. Eight huts were built according to the plan approved by the Director of Town-Planning. While the construction of the houses were nearing completion, a severe storm considerably damaged the huts, necessitating the re-contruction of some ofthe huts. Anyhow the whole scheme of construction was completed about the end of 1927 at a cost of about Rs. 1500/- . The opening ceremony ofthe Colony was performed by Mr. G.K.Devadhar M.A.,C.I E., President of the Servants of India Society, and the President and members of theCommittee on Co-operation along with the Collector of South Kanara and the Sub-Collector of Coondapoor graced the occasion with their presence. The Mission a so supplied the settlers with copper vessels etc. with the help of contributions kindly given by the distinguished visit A worker was also maintained to induce the families to remain and cultivate the lands assigned to them. A lay-out of the land as divided into plots with the huts constructed marked is enclosed herewith for the information of the Government. The Mission also addressed the Registrar of Co-operative Societies to prepare a scheme for settlement on cooperative lines. The Scheme is ready and will be given effect to when a sufficient number of families is settled on the land.

(5) For some reason the Government were pleased to order the resumption of all the alienated land by their G.O. No. 1131 Mis. dated 26th. May 1928. under the clause 6 of the original grant. It was also ordered that if the Mission was prepared to waive its claim for compensation for the buildings erected by it, the plots assigned-occupied may be assigned to the occupants. Thinking that the Government were not fully aware of all the improvements made by the Mission, an appeal was preferred to the Collector on the 16th. July 1928 setting forth all the facts and agreeing to relinquish that portion of the land reserved for the Adi-dravidas. A copy of the letter is enclosed for the information of Government. In reply to another communication received from the Collector, the Mission waived their claim for compensation in respect of land proposed to be relinquished. The question of compensation in regard to lands already occupied was never raised, nor was the Mission anxious to raise it as the Mission never contemplated relinquishing the portion of the land occupied by the Koragas.

p17-19

I would specially invite the attention of Government to clause 2 of the conditions of alienation given in the proceedings of the Board of Revenue, No. 1373 Misc. dated 1-11-1919 relating to the alienation of the land to the Depressed Classes Mission, Mangalore, containing the G.O.No. 2437 Rev. dated 20th. October 1919(quoted in this letter) . I beg to represent that the Mission has used the land at least the portion, which it proposes to retain for the purpose for which it was alienated and resumption is necessary only when a land is used for any purpose other than that mentioned in clause 2 of the conditions of alienation. It cannot be said that the settlement is not managed to the satisfaction of the Government as the facts already stated are sufficient proof that everything possible has been done with the limited resources of the Mission. Moreover it will not be presumptuous to say that the management has certainly been more satisfactory than that of any ohter settlement of this kind. It is hardly necessary to point out the advantages of management entrusted to an organised body like the Mission. If the decesion of the Government to assign the plots to the occupants who are Koragas is given effect to the fate of the settlers will be the same as that of the Adi-dravidas who are left to take care of themselves without any moral influence. The Koragas need help of a kind which I venture to submit the Mission alone can give.

Instead of providing more facilities for the Mission to carry on the work further among the Koragas, the Mission regrets that the Government wish to deprive the Koraga settlers the only source of help they have in the Mission.

If for any reason the Government insist on resuming the land at all costs and stick to their decision, which, the Mission is constrained to state, has been arrived at without proper appraisement of the work already done in spite of the difficulties incidental to such work of this kind, the Mission insists on payment of compensation entitled to under the conditions of alienation .

The last request the Mission makes to Government is to refer the matter to the Commissioner of Labour, who may be asked to inspect the Colony, our accounts and learn on the spot the difficulties associated with the work. On receipt of his report the Government may pass final orders. As the Mission strongly feels that the Government have not been apprised of all the facts ~~in the Memorandum~~, this request is made.

Your most obedient servant,

Hon. Jt. Secretary.

19th July, 1928.

The Collector of South Kanara,
Mangalore.

Sir,

Alienation-Land and revenue-Udipi Taluk-Puttur village-Depressed Classes Mission-Resumption.
Ref. Your letter No. 4825-27-A2. dated 13th June, 1928.

I have the honour to state that the Mission regrets very much that the Government have been pleased to order resumption of land in spite of the fact that the Mission has made serious attempts to start an agricultural settlement by settling eight Koraga families on the land. In my letters dated 21st and 26th August, 1926, I have given the particulars of the scheme for an agricultural settlement In accordance with that scheme we requested Mr. Dann, the Director of Town-planning who was on a visit to Mangalore to inspect the land and prepare a lay-out of the area. His plan and a copy of his letter accompanying it are sent herewith for your perusal. With slight modifications which have his approval we have adopted his plan and built eight huts and settled Koraga families. The cost involved in carrying out even a small part of our scheme has been enormous considering the slender resources of the Mission. In the protion reserved for the Koragas we propose to carry out further improvements and settle some more families. Our object is to create a co-operative society for basket-making for the settlers and improve their economic condition. Agricultural occupations cannot but form a secondary occupation for the Koragas who are not cultivators by profession. But they realise the advantages of cultivation and promise to cultivate the land allotted to them. With a view to induce them to take to cultivation, we propose to run a small demonstration farm with the help of the Agricultural Department on plots marked 40, 41, 42, 43, and 44 in Mr. Dann's lay-out. To carry out our Scheme we require all the plots marked 1 to 28 in Mr. Dann's plans. They will be utilised exclusively for settling the Koraga families So I would earnestly request you to be so good as to address the Government to allow us the use of the land comprised of plots 1 to 28 and 40 to 44 (vide Mr. Dann's lay-out) and resume if necessary the remaining portion . I do not know exactly what the S Nos. of lands which comprise these plots. I believe they are S Nos. 227, 228 and one more S.No. I propose to visit the land before the end of the month and find out the exact S.Nos. It is probable that some of the plots required by the Mission form only a part of S.Nos. Moreover as suggested by Mr. Dann in his letter accompanying the lay-out a consultation with the district revenue and labour officers with a view to attempting a reconstitution of boundaries on more reasonable lines is necessary. * I am addressing the Tahsildar of Udipi and the

District Labour Officer, South Kanara to be good enough to inspect the land along with me to find out how best the suggestions of Mr. Dann, can be carried out.

May I also invite your attention to my letter dated 13th. Dec. 1927 written in reply to your No 4823-27--A2. dated 15-11-1927. Also to G.O. No 2457 Revenue Department, dated 24th. October 1919 communicating with the proceedings of the Board of Revenue, No. 1373 Misc. dated 1-11-1919 relating to the alienation of the land to the Depressed Classes Mission, Mangalore. I would specially invite your attention to the clause in the G O. referred to above. The Mission has used the land for the purpose for which it was alienated and resumption is necessary only when the land is used for any purpose other than that mentioned in clause 2.

The lay-out of the area prepared by Mr. Dann with a copy of his letter the bye-laws of the proposed Settlement Co-operative Society referred to in my letter dated 21st August 1926 and the letters of the Deputy Registrar of Co-operative Societies and the Registrar of Co-operative Societies dated 24-2-1927 and 5-4-1927 respectively are sent for your kind perusal and return.

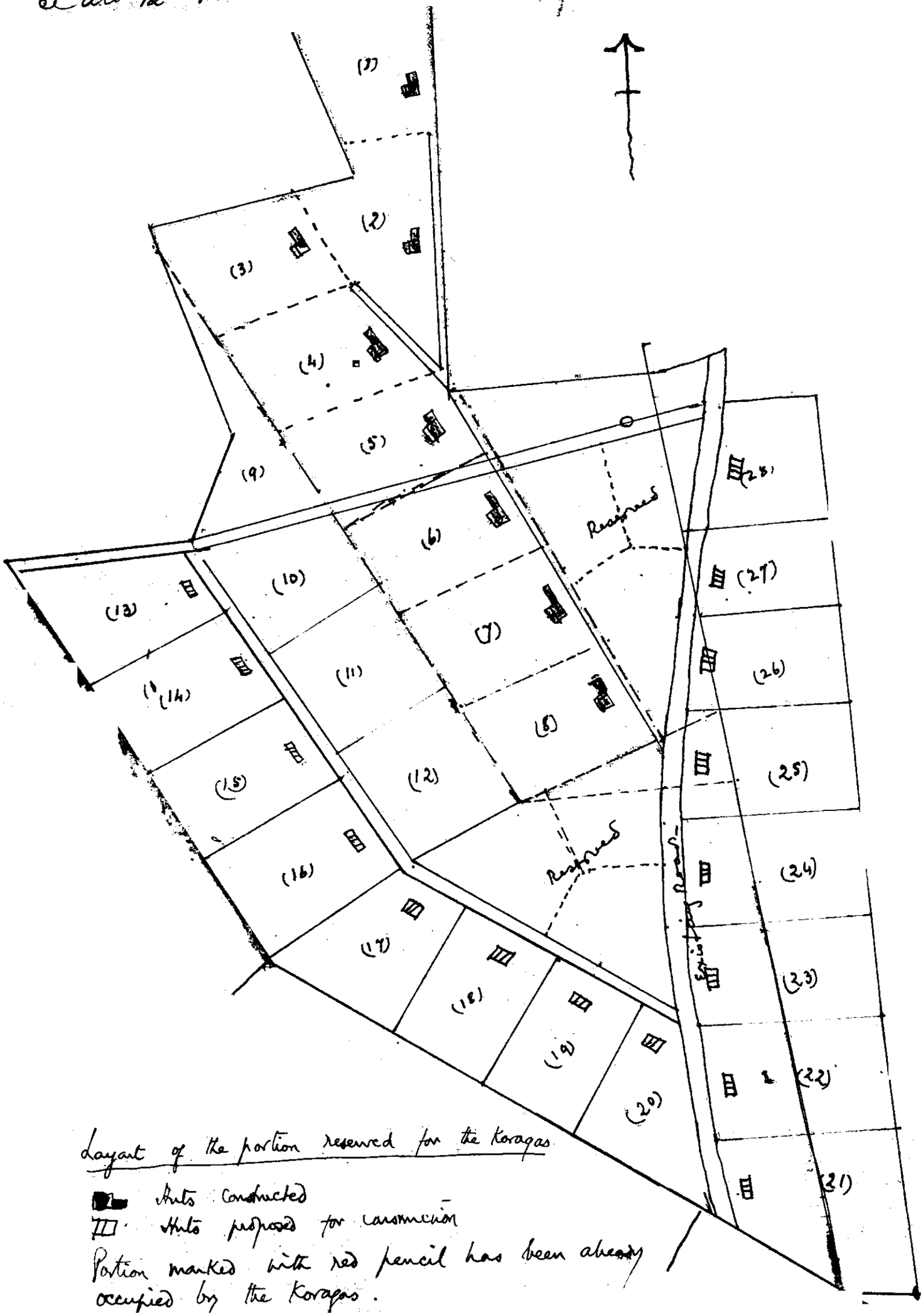
Your obed ent servant,
(Sd) R. Lingamarayana Rao
Hon. Jt. Secretary

(True copy)

R. Lingamarayana
Hon. Jt. Secretary.

Scale 1/2 = 1 cha

19



Layout of the portion reserved for the Koragas

- Huts constructed
- Huts proposed for construction

Portion marked with red pencil has been already occupied by the Koragas.

21

C.F. 31

Revenue **DEPARTMENT.**

F2

CURRENT No. 17297 19/6

Received 18 JUN 1929 192 . *Registered* 19 6 1929.

Subject.

Alienation - Land and Revenue (South Kanara) - Udipi taluk - Puthur village - Depressed classes Mission -Resumption- Compensation.

ENCLOSURES.
No.
Spare copies

Endt. K. No. 4126/29

Station Madras, *Dated the* 17th June 1929 192 .

From

B.G.Holdsworth, Esq., I.C.S.,
Secretary,
The Board of Revenue, Land Revenue. and Revenue Settlement,-etc. Separate Revenue.

To Mrs.
The main file bearing CNo 1265-F/29 was submitted to Hrs on 15-6-29.
Submitted that this may await main file its return.
CS 19-6-29
CNS 19-6-29

Resolution
Reference.

H.G.Stokes, Esq., C.S.I., C.I.E., I.C.S.,
Commissioner of Land Revenue.

***

Read the following:-

Letter from G.W.Wells, Esq., M.A., I.C.S., Collector of South Kanara, R.O.C.No.3238/29-A.2, dated 10th June 1929.

ENDORSEMENT:

p 5 supra

Ref.- Government Memorandum No. 1265 F/29-1, dated 21-5-1929.

The Collector reports that none of the plots resumed have been assigned.

for Secretary.

RN 17.6.29
MD
S.S./17-6.

To the Secretary to Government, Revenue Department.

Previous papers

1) Go Mis 2437 Revd. 28-10-19
2) " " 1928 Revd. 5-11-26
3) " " 1131 Revd. 26-5-28
4) " " 106 Revd. 17-1-29

Rev Depl.

Subject - Alienation - Land & Revenue (South Kanara) - Udupi taluk - Puduru village - Depressed Classes Mission, Mangalore - Resumption - Compensation

From No. 1265 F/29 - From the Bd of Rev, LRS,
Bad- No. K. 2997/29 d. 17-4-29.

To us

(H) Please see Go No. 106 Revd. 17-1-29 & the Bd's Rust- in the cf.

(N) (S) 2. In Go No. 1131 Revd: 26-5-28 the Govt- ordered the resumption of all the lands alienated to the depressed Classes Mission, Mangalore, in

(D) at p 7 (V) Go No. 2437 Revd. 28-10-19. In that order the Govt- also considered that if the Mission was prepared to waive its claim for compensation the lands occupied in one of the lands (S.No. 22[illegible] might be assigned to the occupants. The Mission on being consulted about the compensation stated that it might be allowed to retain certain plots it would surrender the remaining plots for the improvements on which it did not want compensation & that it required time to give definite reply about the assignment of the plots to the occupants. The Mission's request to retain certain plots was not conceded.

(S) on p 4 in (S)

¼ on L 4 } of (H)

p 16 of (H)

(H)

3. The Mission now says that it did not claim compensation for the

vide

ments on the lands it was prepared to surrender
it is entitled to compensation with regard to
improvements on the
the lands which the Govt refused to allow it to
retain. As the Mission proposes to appeal to the
Govt on this point the Coll has ordered the
postponement of the assignments ordered in para 2
of GO No. 106 Revd. 17-1-29. The Missions
appeal may be awaited.

p 2 cf

para 3 of the Collr's letter on p 2 cf

(H)

What is the compensation payable
CDN
30-4-29. on the improvements (houses)
on the land which the Mission
wished to retain?

(27)

CDN
6 5 29

J.

To

The initial cost of the improvements
the whole land has been estimated by the
Herdar at Rs 980. As the Collr reported (H) p 6, para 3.
June 1928 that their present value would be (H) p 7 marked C
of their original cost the Bd of Rev
recommended Rs 490 as the compensation (H) p 10-11, para
payable on account of the improvements effected
the land. But the value of the improvements
the portion of the land which the Mission
willing to surrender was reported in June
x to be Rs 165- Hence the compensation (H) p 7 marked A.

x B on p 7 ante

-3 7.5

payable on the land which the Mission wanted to retain is Rs 490 - Rs 165 or Rs 325.

ZN
10-5-29

F) If the assignments have not already been made (see p.2 c/f) I think that the Govt will have to pay Rs. 325 as compensation in accordance with clause 6 of G.O. 2437/19. Etc may see the case.

DDN
15-5-29

S

I do not think that Etc need see at this stage. - We may ask the Inspector whether the assignments have been made

GNL
16-5-29

Do as S.

Draft O.M. for approval.

DDN 17.5.29

31) RR
16-5-29.

Ltr 21/5

4

O. M No. 1265 F/29-1 d 21-5-29. p 5 c.f.

C No. 1652 F/29] From the Hon. Secy the Depressed Classes Mission, Mangalore. p 7-19 c.f.

d 3-6-1929

(28)

To us

The Depressed Classes Mission's letter may sent to the Bd of Rev for remarks.

A draft endt is submitted for approval.

JDV 14-6-29

I submit that a reference is not necesary. The Secretary's letter shows that the Mission did very little since 1919 when the land was alienated.

The Mission objects (p 13 c.f) to the ~~-any~~ ~~of the~~ lease mks to the Koragas. This shows that it relies on something more than "moral influence to keep its people in the settlement. The order in G.O 1136/28 was justified. We may wait for the Board's reply to the memo at p. 5. c.f.

DDV 20.6.29

S

(12)

tpd 21.6.29

JDV 24/6

S

p 21 cf From the Bd of Rev. & R+B. Endt K. 4126/29 d. 17-6-29

To us

p 21 cf

None of the plots resumed have been assigned. The file may now be sent to Finance for remarks with reference to us's note on p. 3 supra.

28/6/29

(40)

Rev. no. 1265-29 26-6-29

28/6/29

Asst

Typed: 4-7

FINANCE SECRETARY 29 JUN 1929 GOVT. OF MADRAS

ASST. SECRETARY TO GOVT. 1 - JUL 1929 FINANCE DEPT

Fin. 25-251

7

21197 Acct

1/7

Finance (Accounts)

(Please see the Revenue Under Secretary's note on page 3 ante.)

pp.25-26 of
G.O. 2437 Rev (Y)
22.12.1917

Under condition 6 in the order sanctioning the alienation of the land to the Depressed classes Mission, the Mission is entitled, in case the land is resumed by Govt., to compensation for any buildings it may have erected in the land. This compensation shall not exceed the initial cost of the buildings or value at the time of resumption.

2. The value of the buildings given by the Mission and the Revenue authorities is as follows:

(1)	Initial value. (2)	Present value. (3)
As given by the Mission.	2,100	Not given
As estimated by Revenue authorities.	980	490

pp.2-3 ante

The proposal of the Revenue Deptt. is to adopt the present value (Rs.490) estimated by Revenue authorities for calculating the compensation payable to the Mission. From this amount Revenue propose to deduct Rs.165 being the present value of some buildings, compensation for which the Mission had definitely foregone, and to pay the Mission the balance of Rs.325.

Submitted that Finance may agree to the Revenue Deptt.'s proposal.

pp.16 (H)
P2 Rev 1927
8/7/29

8/7/29

-8-JUL-1929
SECRETARY TO GOVERNMENT
REVENUE DEPARTMENT

3.7.29

3.7.29

5.7.29 Rev

File No 21197 accpt
5.7.29

6 JUL 1929
ASST. SECRETARY TO GOVT.

Rev Dept

To U.S

A Draft order sanctioning the payment of compensation to the Deposed chiefs mm. Mayalure is submitted for approval.

80

Scott. II-5 (a)—48,004—6-11-28. (6)

Revenue DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.		
When copied ..		
When examined ..		
When signed ..		
When despatched ..		

READ AGAIN G.O. No ... 2437 Rev, dated ... 28. 10 ... 19[illegible]

" " " (A) 1923 Rev " 5. 11 ... 1926

(S) 1131 Rev 26. 5. 1928.

READ ALSO:— (H) 106 Rev 17. 1929

C. No. 1265 F/29 From the Board of Revenue (LR&S) Endt. No. K 2955/29 dated 17. 4. 1929.

To Do OM no 1265 F/29-1 d. 21-5-29 - p5 Cf

" 1652/29 " From the Hon. Joint Secy. to Govt. of Madras Defence Dept. " 30/29-30.d 13.6.1929.

" 1729 F/29 " From the Board of Revenue (LR&S) Endt. K 4126/29 dated 17.6.29

ORDER.

No. 1652, dated 22-7 1929.

mis.

The Govt sanction the payment of a compensation of Rs 325/ (Rupees Three Hundred & Twenty five only) to the Defence Mission, Manpalam for the buildings walls erected by the mission on the lands ordered to be resumed in G.O. Ms No 1131 Rev d 26.5.28.

Dpd by 1 V 31 2 Messr

Dpr's. init.

Date 23.7

(S)

The Board of Revenue (LR&S)

A.G. temp Finance

Hon Joint Secy R Suryanarayana Rao Avl

The Defence Mission Manpalam

Close